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*SLP*

PATENT

THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Herrmann et al.

Application No.: 10/053,245

Filed: January 15, 2002

For: SURGICAL CLIP

BOX MISSING PARTS  
Commissioner for Patents  
Washington, D.C. 20231

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail, postage prepaid, in an envelope addressed to BOX MISSING PARTS, Commissioner for Patents, Washington, D.C. 20231 on April 5, 2002.

By: *Carol Prentice*  
Carol Prentice

SUBMISSION OF MISSING PARTS OF  
APPLICATION UNDER 37 C.F.R. 1.53

Dear Sir:

Enclosed are the following items for filing in the above-referenced U.S. patent application:

- [x] A check in the amount of \$964 to cover the total filing fee (\$794); the surcharge set forth in 37 C.F.R. 1.16(e) (\$130); and the Assignment recordal fee (\$40);

Basic Fee -							\$	740.00
Multiple Dependent Claims (270.00)								
Foreign Language Surcharge (\$130.00)								
	For	No. Filed	-	No. Extra	-	Rate		
EXTRA	Total Claims	23	20	3	x	\$ 18.	=	\$ 54.00
CLAIMS	Independent Claims	1	3	0	x	\$ 84.	=	\$ 0
TOTAL FILING FEE							=	\$ 794.00

- [x] Return receipt postage prepaid postcard;
- [x] Formalities Letter (Part 2) mailed February 19, 2002;
- [x] Declaration and Power of Attorney, signed by the Applicants on February 28, 2002;

☒ Assignment executed on February 28, 2002, together with separate transmittal form PTO-1595

☒ Please include assignee information when this application is published

**Assignee: AESCULAP AG & Co. KG**  
**Am Aesculap-Platz**  
**D-78532 Tuttlingen**  
**Federal Republic of Germany**


Having now complied with all of the requirements of 37 C.F.R. Section 1.53, Applicants respectfully request that this application be placed upon the files for examination.

The Commissioner is hereby authorized to charge any deficiency in the payment of the required fee(s) or credit any overpayment to Deposit Account No. 50-0625.

Respectfully submitted,

Date: **April 5, 2002**

**ATTORNEY DOCKET NO.: HOE-670**

  
\_\_\_\_\_  
Barry R. Lipsitz  
Attorney for Applicant(s)  
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UNITED STATES PATENT AND TRADEMARK OFFICE

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WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/053,245	01/15/2002	Gebhard Herrmann	HOE-670

CONFIRMATION NO. 3919

FORMALITIES LETTER



\*OC000000007494018\*

Barry R. Lipsitz  
Law Offices of Barry R. Lipsitz  
755 Main Street, Building 8  
Monroe, CT 06468

Date Mailed: 02/19/2002

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 740 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).*
- Total additional claim fee(s) for this application is \$54.
  - \$54 for 3 total claims over 20.
- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 924.

*A copy of this notice MUST be returned with the reply.*

*Tedus Berke*

Customer Service Center  
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

04/17/2002 SSESHE1 00000073 10053245  
01 FC:101 740.00  
02 FC:103 54.00  
03 FC:105 130.00